

M I N U T E S

SPECIAL COMMITTEE ON JUDICIARY - B

June 22, 1977
Room 527, State House

Members Present

Representative E. Richard Brewster, Chairman
Senator Ron Hein
Senator Joe Norvell
Senator Jim Parrish
Representative Ben Foster
Representative Mike Glover
Representative John Hayes
Representative Fred Lorentz
Representative Phil Martin
Representative Kent Roth

Staff Present

Art Griggs, Revisor of Statutes' Office
Phill Jones, Kansas Legislative Research Department
Walt Smiley, Kansas Legislative Research Department
Paul Purcell, Kansas Legislative Research Department

Morning Session

Chairman Brewster called the meeting to order at 9:00 a.m. and directed the Committee's attention to Proposal No. 37.

Proposal No. 37 - Juvenile Code

The first conferee was Ms. Barbara Sabol, Division of Children and Youth, Social and Rehabilitation Services. Ms. Sabol distributed to Committee members, and discussed, a report on the provision of services to children out of their own home. She noted that a report called "Child Tracking System" is available to Committee members and would update the information contained in the distributed report on a quarterly basis. Questions and discussion followed.

Two conferees from the Governor's Committee on Criminal Administration, Mr. Tom Kelly and Mr. Ernie Hohenbaum, discussed the GCCA's spending on juvenile programs. Committee members received a handout summarizing these facts.

Discussion of the juvenile code followed. It was suggested that the problem of status escalation be dealt with in a separate bill rather than in a bill which would comprehensively reform the juvenile code. Chairman Brewster directed that, for the July 18 and 19 meeting, Committee members review the current juvenile code and the work of the 1975 Interim Special Committee on Juvenile Matters. In addition, a limited number of juvenile judges will be invited to attend the next meeting as conferees.

Proposal No. 40 - Determinate Sentencing

Staff reviewed a memorandum relating background, current law, other state legislation, and current House Bill No. 2506 information. Discussion followed.

Afternoon Session

Prior to further proposal consideration the following meeting dates were set:

July 18 and 19	(Monday and Tuesday)
July 25 and 26	(Monday and Tuesday)
August 11 and 12	(Thursday and Friday)
August 29 and 30	(Monday and Tuesday)

Proposal No. 39 - Expungement and Annulment

Staff reviewed a memorandum and after discussion Committee members decided to keep this proposal on the agenda.

Proposal No. 43 - "Child Grabbing" (or Child Custody)

Staff reviewed a memorandum, a summary of the Uniform Child Custody Jurisdiction Act, and the holding of Jolly v. Avery 220 Kan. 692, at 698(1976).

Proposal No. 41 - Death With Dignity

Staff reviewed a memorandum containing the major issues involved in this area of legislation and comparing statutes of several states. The Committee decided to invite conferees for this study at a later date.

Proposal No. 38 - Lien Laws

Staff reviewed the Michigan Law Revision Commission's recommendations concerning the adoption of a Construction Debt Act to replace mechanics lien laws.

Proposal No. 42 - Sale of Franchises

Don Lowe, a conferee from the Consumer Protection Division of the Attorney General's office, discussed various aspects of Senate Bill No. 238 and the franchise complaints his office has handled.

Tentative agenda for next meetings:

July 18-19 - Juvenile Code

July 25-26 - Determinate Sentencing; Expungement and Annulment. Committee members should be prepared to ask the staff to start drafting. Hear from Representative Hohman. Trip to Lansing tentative.

The Chairman adjourned the meeting at 4:00 p.m.

Prepared by Paul Purcell

Approved by Committee on:

July 18, 1977
(date)